

Message Text

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PAGE 01 STATE 023914

60

ORIGIN IO-10

INFO OCT-01 ARA-06 EUR-12 EA-06 NEA-09 ISO-00 L-02 AF-06

ACDA-05 USIE-00 CIAE-00 DODE-00 PM-03 H-01 INR-07

NSAE-00 NSC-05 PA-01 RSC-01 PRS-01 SP-02 SS-15 SSO-00

NSCE-00 INRE-00 /093 R

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APPROVED BY IO- RDBLAKE

EA - JFINNEY

L - MMATHESON

AF/I - JWALKER

NEA/RA - RSEARING

----- 128048

O 012057Z FEB 75

FM SECSTATE WASHDC

TO ALL DIPLOMATIC POSTS IMMEDIATE

AMCONSUL FLORENCE IMMEDIATE

AMEMBASSY NASSAU IMMEDIATE

AMCONSUL NICE IMMEDIATE

AMEMBASSY DOHA IMMEDIATE

INFO USMISSION GENEVA IMMEDIATE IMMEDIATE

USDEL JEC PARIS

USMISSION USUN NY

XMT AMEMBASSY ADDIS ABABA

AMEMBASSY ALGIERS

AMEMBASSY BAMAKO

AMEMBASSY BEIRUT

AMEMBASSY BELGRADE

AMEMBASSY BERLIN

AMEMBASSY BRIDGETOWN

AMEMBASSY BUCHAREST

AMEMBASSY BUDAPEST

AMEMBASSY BUJUMBURA

AMEMBASSY CAIRO

AMEMBASSY COLOMBO

AMEMBASSY CONAKRY

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 023914

AMEMBASSY COPENHAGEN

AMEMBASSY COTONOU
AMEMBASSY DACCA
AMEMBASSY DAKAR
AMEMBASSY DAR ES SALAAM
AMEMBASSY DAMASCUS
USMISSION EC BRUSSELS
AMEMBASSY FREETOWN
AMEMBASSY GABORONE
AMEMBASSY GEORGETOWN
AMEMBASSY HELSINKI
USMISSION IAEA VIENNA
AMEMBASSY ISLAMABAD
AMEMBASSY KABUL
AMEMBASSY KATHMANDU
AMEMBASSY KHARTOUM
AMEMBASSY KIGALI
AMEMBASSY KINGSTON
AMEMBASSY KUWAIT
AMEMBASSY LIBREVILLE
AMEMBASSY LIMA
AMEMBASSY LISBON
AMEMBASSY LUSAKA
AMEMBASSY MBABANE
AMEMBASSY MOGADISCIO
AMEMBASSY MOSCOW
USMISSION NATO
AMEMBASSY NEW DELHI
AMEMBASSY NOUAKCHOTT
USMISSION OECD PARIS
AMEMBASSY OSLO
USLO PEKING
AMEMBASSY PORT LOUIS
AMEMBASSY PRAGUE
AMEMBASSY PRETORIA
AMEMBASSY RANGOON
AMEMBASSY REYKJAVIK
AMEMBASSY SANAA
AMEMBASSY SOFIA
AMEMBASSY STOCKHOLM
AMEMBASSY SUVA
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 023914

AMEMBASSY TAIPEI
AMEMBASSY TANANARIVE
AMEMBASSY TRIPOLI
AMEMBASSY TUNIS
USMISSION USBERLIN
AMEMBASSY VALLETTA
AMEMBASSY VIENTIANE
AMEMBASSY WARSAW

AMEMBASSY YAOUNDE

C O N F I D E N T I A L STATE 023914

DAKAR NOT ADDEE POUCH BANJUL

E.O. 11652: GDS

TAGS: PARM, PFOR, ICRC, UN, US

SUBJECT: ISSUE AT LAW OF WAR CONFERENCE

REF: (A) GENEVA 0603, (B) STATE 8673

1. ALGERIANS HAVE PREPARED DRAFT RESOLUTION (REFTEL A) WHICH WE EXPECT THEY WILL INTRODUCE FEBRUARY 3 AND WHICH THEY HOPE TO UTILIZE TO POSE QUESTION OF INVITATION TO PRG TO ATTEND SECOND SESSION LOW CONFERENCE AS NEW QUESTION FOR DECISION BY CONFERENCE, THEREBY CIRCUMVENTING DECISION OF FIRST SESSION NOT TO INVITE PRG. AS ADDRESSEES WILL SEE FROM DRAFT RESOLUTION, IDEA IS TO ASK CONFERENCE TO INVITE BOTH PRG AND GVN. EFFORTS TO PRESENT BALANCED SOUNDING RESOLUTION WHICH IGNORES FACT GVN ALREADY INVITED.

2. PROBLEM IS THEREFORE TO CONVINCE GOVERNMENTS WHICH ARE CONFIRMED OR POSSIBLE SUPPORTERS OF OUR POSITION ON RULE 32(SEE PARA 6-8 REFTEL B) THAT (1) NEW ALGERIAN RESOLUTION DOES NOT CHANGE NATURE OF PROBLEM IN ANY WAY, (2) ISSUE WAS DECIDED IN NEGATIVE AT FIRST SESSION; AND (3) SEEMING BALANCE IN RESOLUTION IS BOGUS SINCE GVN ALREADY INVITED.

3. PROCEDURALLY, LIKELIHOOD IS THAT WHEN RESOLUTION PROPOSED FOR VOTE, POINT OF ORDER WILL BE MADE BY FRIENDLY DELEGATION REQUESTING CHAIR TO RULE WHETHER PASSAGE OF RESOLUTION REQUIRES TWO THIRDS MAJORITY UNDER RULE 32, SINCE IT WOULD BE REOPENING AN ISSUE ALREADY DECIDED, OR CONFIDENTIAL

CONFIDENTIAL

PAGE 04 STATE 023914

THE SIMPLE MAJORITY WHICH RULE 35 APPLIES TO NEW INVITATIONS TO CONFERENCE. IF CHAIRMAN RULES IN FAVOR RULE 32, WE HOPE AND EXPECT HOST GOVERNMENTS OF ADDRESSEE POSTS TO UPHOLD THAT RULING. IF HE DECLINES TO RULE AND CALLS ON CONFERENCE TO MAKE DECISION, WE WOULD HOPE AND EXPECT THAT SAME GOVERNMENTS WILL SUPPORT APPLICABILITY RULE 32. IF CHAIRMAN RULES IN FAVOR RULE 35, WE WOULD HOPE AND EXPECT SAME GOVERNMENTS TO SUPPORT CHALLENGE AND RULING. ADDRESSEE POSTS SHOULD URGE HOST GOVERNMENTS TO CONFIRM TO THEIR DELEGATIONS THAT DRAFT RESOLUTION DOES NOT, IN THEIR VIEW, POSE NEW QUESTION, AND THAT ORIGINAL INSTRUCTIONS TO SUPPORT APPLICABILITY RULE 32 STILL APPLY. (IN CASES WHERE WE NOT CERTAIN THAT SUCH INSTRUCTIONS HAVE BEEN PROVIDED POSTS SHOULD URGE THAT THIS BE DONE).

4. ADDRESSEE POSTS INSTRUCTED, UNLESS NEW APPROACH ON
THIS ISSUE CONSIDERED NOT NECESSARY OR COUNTERPRODUCTIVE,
TO APPROACH HOST GOVERNMENT OFFICIALS AT APPROPRIATE LEVEL
EARLY FEBRUARY 3. URGENCY OF APPROACH NECESSITATED BY
LIKELIHOOD THAT RESOLUTION WILL BE PRESSED TO VOTE
FEBRUARY 4. KISSINGER

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NNN

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